

1 A Yes.

2 Q When did you first encounter
3 Mr. Parker in your professional capacity?

4 A I don't recall. Maybe 1990
5 or 1991.

6 Q Do you recall the circumstances of
7 your first professional connection with
8 Mr. Parker?

9 A No.

10 Q Do you recall how you came to
11 represent him?

12 A No.

13 Q Was he a client of the law firm
14 that you were with at the time?

15 A Yes, he was a client of Sidley &
16 Austin. I believe he was a client of
17 Schnader Harrison.

18 Q You don't represent Mr. Parker now,
19 do you?

20 A No.

21 Q Is it safe to assume that any
22 connection you had with Mr. Parker ended

1 in 1995, when you left Sidley?

2 A Yes.

3 Q Could you describe to the best of
4 your recollection the nature of your
5 responsibilities as far as Mr. Parker's
6 representation was concerned?

7 A I prepared and filed applications,
8 followed through on those applications, the
9 grants. That was pretty much the
10 representation.

11 Q As far as you're aware during your
12 communications practice of '89 to '95, were
13 Sidley & Austin or Schnader Harrison, the law
14 firms that you were associated with, the only
15 law firms which provided Mr. Parker
16 communications counsel at that time?

17 A I don't believe so.

18 Q Do you know what other law firms
19 provided him counsel during that time?

20 A I don't recall.

21 Q What makes you say that you don't
22 believe that you Sidley & Austin or Schnader

1 Harrison were the only counsel?

2 A I believe Mr. Parker had other
3 interests in other stations that I was not
4 involved in filing applications for.

5 Q When you say "I," do you mean The
6 law firm as well?

7 A I mean Sidley & Austin, the law
8 firm.

9 Q How did you know about those other
10 matters?

11 A I believe Mr. Parker provided us
12 with a list of his other holdings, interests.

13 Q During the course of your
14 representation of Mr. Parker did you
15 personally communicate with Mr. Parker?

16 A Yes.

17 Q Can you recall approximately how
18 often?

19 A I don't recall specifically.

20 Q Do you recall whether your
21 communications were in person?

22 A I don't believe I ever met him.

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1 Q By telephone?

2 A By telephone, yes.

3 Q By correspondence?

4 A By correspondence.

5 Q During your communications practice
6 did other attorneys supervise your work with
7 respect to Mr. Parker's matters?

8 A Yes.

9 Q Who were they?

10 A Clark Wadlow.

11 Q Any others?

12 A I don't recall. I believe it was
13 only Clark.

14 Q Would William Andrie have
15 supervised you?

16 A He was an associate at Schnader
17 Harrison. I don't recall that far back.

18 Q How about Mr. Beizer?

19 A Yes, he was a partner at both
20 Schnader and Sidley.

21 Q He supervised you with respect to
22 Mr. Parker's matters?

1 A I don't believe so. Clark Wadlow
2 was the billing partner on the matters.

3 Q How about Mr. Blakely, Craig
4 Blakely?

5 A He was also a partner here at
6 Sidley, but Clark was the billing partner.

7 Q Do you recall whether Mr. Blakely
8 supervised you in any capacity with respect
9 to Mr. Parker's work?

10 A I don't believe he did.

11 Q How about Evan Carb?

12 A Evan was an associate both at
13 Schnader and Sidley.

14 Q Did Mr. Carb ever supervise your
15 work with respect to Mr. Parker's matters?

16 A I believe I worked with Evan on
17 several matters. I don't recall
18 specifically.

19 Q In terms of seniority, was he at
20 the same level of you?

21 A He was senior to me.

22 Q He was senior to you?

1 BY MR. COLE:

2 Q This is an application for transfer
3 of control of Reading Broadcasting, Inc. The
4 application itself was filed, I believe we
5 all agree, on November 13, 1991 and was
6 amended by the cover letter, which we're
7 looking at, which is the first page of the
8 document I've just handed you, was amended on
9 November 22, 1991. I'd like you to take a
10 look at this document and I'll ask you some
11 questions about this.

12 A Okay.

13 Q Have you looked it over?

14 A Yes.

15 Q Is this the transfer application
16 that's referred to in the bill to which we
17 were just looking at in Friedman Number 9?

18 A Yes.

19 Q For sake of convenience let's call
20 this a 315.

21 A Okay.

22 Q Not a 316. A 315.

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1 Do you know why this 315 was filed?

2 A No.

3 Q Who drafted this 315?

4 A I prepared the application for
5 filing.

6 Q Tell me how you went about
7 preparing the application.

8 A I made sure that all of the
9 questions were answered on the form and
10 organized the exhibits and prepared it for
11 filing at the commission.

12 Q Did you yourself do the typing?

13 A I don't remember.

14 Q Was the information put on the form
15 itself by typing within Sidley & Austin, that
16 is, in other words, somebody at Sidley Austin
17 or somebody else do the typing?

18 A Yes, yes.

19 Q Where did the information come from
20 that was inserted in the application?

21 A The information came from the
22 client.

1 Q Did the client also provide you
2 with the document of the bankruptcy court,
3 which is attached to Exhibit Number 2?

4 A I don't recall.

5 Q In Exhibit Number 3, do you know
6 who prepared that?

7 A I believe I prepared it.

8 Q You prepared this. Where did you
9 get the information?

10 A From the client.

11 Q Let me refer you to Friedman
12 Number 1, which is the Norwell application,
13 and specifically to Exhibit Roman numeral I
14 in that application. It looks like this
15 (indicating).

16 A Okay.

17 Q If you could, please, compare, in
18 particular, the language of the final
19 paragraph in Reading Exhibit Number 3
20 beginning, "Although neither applicant nor
21 the holder," with the final paragraph in the
22 Norwell exhibit.

1 A Okay.

2 Q Have you?

3 A Yes.

4 Q The Norwell application was filed
5 in July of 1991, which was four months prior
6 to November of 1991?

7 A Yes.

8 Q Does that refresh your recollection
9 as to whether or not you prepared the
10 language in Exhibit 3 to the Reading
11 application?

12 A No.

13 MR. GEOLOT: Well, perhaps you
14 should clarify what you mean by prepared.

15 BY MR. COLE:

16 Q I'm sorry. What do you mean by
17 prepared?

18 A I organized the exhibit and took
19 the information provided by the client and
20 prepared it for filing.

21 Q I'm sorry. So let me go back. So
22 you did not draft this?

1 A I did not draft this exhibit, no.

2 MR. GEOLLOT: I'm sorry. Now let's
3 clarify which exhibit you're talking about.

4 THE WITNESS: Exhibit 3.

5 MR. GEOLLOT: To the Reading
6 application?

7 THE WITNESS: To the Reading
8 application.

9 BY MR. COLE:

10 Q You did not draft that either, that
11 information was provided to you by
12 Mr. Parker?

13 A Correct.

14 MR. GEOLLOT: Well, just to clarify,
15 do you know who provided you the information?

16 THE WITNESS: No. I'm assuming --
17 I seem to recall that the client provided me
18 with the information.

19 BY MR. COLE:

20 Q Who else would have provided it to
21 you?

22 A No one else that I'm aware of.

1 Q Then, if I understand your
2 testimony, you assembled all of this material
3 into the format which is now in front of you
4 as Friedman Number 10 and caused it to be
5 filed with the FCC, correct?

6 A Yes.

7 Q In assembling the application did
8 you review any of the decisions which are
9 cited in Exhibit Number 3?

10 A I don't think I did.

11 Q Do you know whether anyone at
12 Sidley reviewed the decisions that are cited
13 in Exhibit Number 3 in connection with the
14 preparation of this application?

15 A I don't think so.

16 Q Were you the only person involved
17 in the preparation of the application at
18 Sidley?

19 A Clark Wadlow was also involved.

20 Q How was he involved?

21 A He was the supervisor attorney
22 partner.

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UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION

-----X
In re Applications of :
:
:
:
:
READING BROADCASTING, : MM Docket No. 99-153
INCORPORATED, : File No. BRCT-94047KF
: File No. BPCT-940630KG
ADAMS COMMUNICATIONS :
CORPORATION. :
-----X

Washington, D.C.

Friday, March 10, 2000

Deposition of

ERIC S. KRAVETZ

a witness, called for examination by counsel
for Adams Communications Corporation (ACC)
pursuant to notice and agreement of counsel,
beginning at approximately 10:30 a.m., at the
law offices of Bechtel & Cole, 1901 L Street,
N.W., Washington, D.C., before Jonell Easton
of Beta Reporting & Videography Services,
notary public in and for the District of
Columbia, when were present on behalf of the
respective parties:

BETA

1 Q Where did you go?

2 A Law firm, Fly Shuebruk Blume. From
3 there I went to Ward and Mendelsohn. After
4 about 12 years or so with them, I went to
5 Brown Finn & Nietert, later Brown Finn
6 Nictert & Kaufman. I was with them for
7 about 12 years. I left about a year and a
8 half, two years ago.

9 Q In all of your private practice,
10 have you specialized in communications
11 matters?

12 A Yes.

13 Q Broadcast or general?

14 A Primarily broadcast, some other.

15 Q Do you recall, in the course of
16 your professional experience, we will start
17 all the back at the review board, have you
18 had occasion to represent Michael Parker or
19 any business in which in which he was a
20 principal?

21 A Yes.

22 Q To short circuit my questions, when

1 I refer to Mr. Parker, I will assume him and
2 any of his corporations or entities.

3 If you answer in the affirmative,
4 we with can narrow it down.

5 A Correct.

6 Q When was the first?

7 A Indirectly Brown Finn and Nictert
8 represented Nick Maggos, who controlled a TV
9 station, I believe in Norwich, Massachusetts.
10 This is a while back.

11 Mr. Maggos was selling control of
12 that facility to Mr. Parker's company, which
13 I believe was Two If By Sea.

14 My contact was -- I had nothing do
15 with the station or client before that. I
16 was just given the contact and told to write
17 a transfer part of the application which was
18 to be submitted to the FCC.

19 I drafted that. I believe there
20 was might be an exhibit or two with that
21 portion of the application.

22 I then took the buyer portion of

1 the application and put them all together and
2 submitted it to the FCC.

3 That was my first contact. We had
4 nothing to do with the preparation of the
5 application, of his part.

6 MR. COLE: Let me show you this. I
7 am handing the witness and the court reporter
8 a copy of document, which the first page
9 letter is on stationery of Brown over your
10 signature dated July 2, 1991 transmitting the
11 FCC form involving HRV. Mark this as
12 Exhibit 1.

13 (Kravetz Deposition Exhibit
14 No. 1 was marked for
15 identification.)

16 THE WITNESS: Okay.

17 BY MR. COLE:

18 Q Is that your signature?

19 A Yes.

20 Q Is this the application you are
21 describing, you were involved in Norwell,
22 rather than Norwich?

1 A Yes, it is.

2 Q Can you identify for us what
3 portion of the application you were
4 responsible for preparing?

5 A I am pretty positive it was section
6 one of form 315, page 1, page 2, page 3. I
7 has nothing do with the agreement that
8 follows as an exhibit.

9 I did Exhibit 2, item 5; Exhibit 3,
10 item 7, and I am sure I did that by going
11 back to what files we had and deriving that
12 information, percentage of ownership, from
13 there.

14 I probably did section two, name of
15 licensee as well two pages of exhibit IV. I
16 may have done -- the purchaser down in the
17 transferee section because all I had to was
18 put in the name and address of the
19 transferee. I am not sure whether I would
20 have done that or not.

21 It does look like exhibit II after
22 transferee portion was saying they will

1 present program and address issues of
2 importance to residents of the community.

3 I am sure what happened there was a
4 transferee attorney, Mr. Mercer, and he
5 wasn't familiar with communications law or a
6 broadcast application. I am sure I told him
7 he needed a general public interest exhibit,
8 and I drafted it for him.

9 Look at exhibit I gives name and
10 form Linda Hendrickson and FCC form, which
11 when I put together the exhibit never did
12 follow the page -- Exhibit 2 format is
13 different. That is how I distinguish them at
14 this point.

15 Q Am I correct that you are saying
16 exhibit one, there were document entities and
17 one refers to Michael Parker and the second
18 Linda Hendrickson?

19 A I had -- and the firm
20 had -- nothing do with putting those
21 together.

22 Q Do you know who did?

1 A No.

2 Q You assembled this application, put
3 it all together for filing?

4 A Yes.

5 Q You assembled it?

6 A Yes, I probably did the
7 transferee's portion of the application.

8 What I would have been told is who
9 to plug in there because Mr. Mercer didn't
10 know. I am sure what we did was put together
11 that portion together with the general public
12 interest statement and told them they had to
13 enclose broadcast background on transferee.

14 Q How did you obtain Exhibit 1?

15 A No, I don't know directly by mail
16 or by that same partner that asked me to
17 handle it.

18 Q The same partner?

19 A Brown had previously represented
20 Mr. Maggos.

21 Q Do you recall reviewing that
22 exhibit?

1 A I may have glanced at it. I paid
2 no attention to content.

3 Q Do you recall any discussion you
4 might have had about Exhibit 1 with
5 Mr. Parker or anyone else on behalf of Two If
6 By Sea Broadcasting?

7 A No. I may have mentioned they had
8 to include a response which gave broadcast
9 history.

10 Q Would you have been discussing with
11 that Mr. Parker or someone else?

12 A It may have been with Mercer, who,
13 I understand represented Mr. Parker.

14 Q Do you recall speaking with
15 Mr. Parker at all in connection with this
16 application?

17 A No, it is very well possible he and
18 I may have touched base. I have no
19 recollection of speaking with him.

20 Q Do you recall communicating with
21 Parker in writing at all in connection with
22 this application?

1 A No.

2 MR. COLE: Off the record.

3 (Recess)

4 MR. COLE: Let me show you,
5 Mr. Kravetz, and copies to yourself and the
6 court reporter and ask her to mark this as
7 Exhibit Two.

8 (Kravetz Deposition Exhibit
9 No. 2 was marked for
10 identification.)

11 BY MR. COLE:

12 Q It is a letter dated September, '81
13 over your signature submitted to the FCC, two
14 amendments to the Norwell, Massachusetts
15 application.

16 Is that your signature?

17 A Yes.

18 Q Do you recall preparing this
19 letter?

20 A Yes.

21 Q I didn't receive copies of
22 amendments. That is why they are not

1 attached.

2 From the sense of the letter, I
3 gather that the amendments dealt with the
4 transferee, that is Two If By Sea.

5 Am I reading that correctly?

6 A Yes.

7 Q Do you recall whether you prepared
8 the amendments which you sent to FCC?

9 A I think I did.

10 Q Do you recall how you came to do
11 that?

12 A Staff member of FCC, Patricia
13 Hampton gave me a call. She said she had
14 been reviewing and the case and she needed
15 more information.

16 We hadn't put in who was going to
17 be the officers and directors after the
18 transfer and there was nothing in the exhibit
19 or contract that talked about the fact that
20 transferee was to have no revisionary
21 interest.

22 I called Mercer and said what the

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1 FCC needed. I asked him who the officers
2 were. He said same as Two If By Sea. I said
3 great. I am sure I drafted up a few
4 sentences and sent them him or
5 Ms. Hendrickson directly saying here is what
6 you need, please sign the statement and get
7 it back to me. I will submit it to the FCC.

8 Q Would you have sent that to
9 Mr. Parker?

10 A I don't recall speaking with him
11 about that. It was -- generally. I never
12 was able to reach him directly.

13 I would have to call his attorney
14 or later Linda Hendrickson and she would
15 contact Mr. Parker and he would call me.
16 This only happened when there were
17 substantive issues. In the standard need to
18 provide routine information, I doubt he
19 thought he needed to speak with me.

20 Q As of September, was Brown Finn
21 represented Two If By Sea to your
22 understanding?

1 A I believe we were retained to
2 handle Two If By Sea's portion of the
3 application to the extent it needed to be
4 handled.

5 We thought the easiest thing to do
6 was do it on their behalf, so we were
7 retained by them to handle whatever needed to
8 be done with regard to this application.

9 Q Do you recall whether you, Brown
10 Finn, sent bills to Two If By Sea?

11 A I wasn't directly connected to the
12 billing.

13 I would be surprised if they
14 didn't. I couldn't say for sure.

15 MR. COLE: Let me show you this.
16 This is a form 732. I ask that this be marked
17 Exhibit 3.

18 (Kravetz Deposition Exhibit
19 No. 3 was marked for
20 identification.)

21 BY MR. COLE:

22 Q This is a document which has been

1 BALIB 920810M. Do you see that?

2 A Yes.

3 Q To a communications lawyer, that
4 normally indicated application filed
5 August 10, 1992?

6 A Yes.

7 Q Did you have anything to do with
8 preparation of this application I have given
9 you? I am not talking about any amendments.

10 A No, we didn't know about it when it
11 was filed.

12 Q Do you know who prepared this?

13 A No.

14 MR. COLE: I will show you two-page
15 document which I will ask the court reporter
16 to mark as Exhibit 7.

17 (Kravetz Deposition Exhibit
18 No. 7 Was marked for
19 identification.)

20 BY MR. COLE:

21 Q It consists of a one-sentence cover
22 page, KCBI and the signature of Michael